

Express Mail No. EL054996368US

United States Patent Application

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: A System, Apparatus And Method For Hosting And Assigning Domain Names On A Wide Area Network.

The specification of which

- ☐ a. is attached hereto  
☒ b. was filed on August 30, 1999 as application serial no. \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable) (in the case of a PCT-filed application) described and claimed in international no. \_\_\_\_\_ filed \_\_\_\_\_ and as amended on \_\_\_\_\_ (if any), which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (attached hereto).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

- a. no such applications have been filed.  
b. such applications have been filed as follows:

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

ALL FOREIGN APPLICATION(S), IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

U.S. PROVISIONAL APPLICATION NUMBER	DATE OF FILING (Day, Month, Year)

I hereby appoint the following attorney(s) and/or patent agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

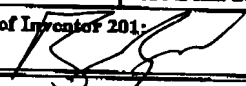
Anna M. Vradenburgh, Reg. No. 39,868 and Gregory A. Piccionelli, Reg. No. 39,534

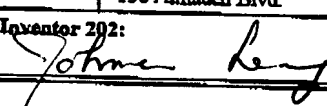
I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Brull, Piccionelli, Sarno & Braun to the contrary.

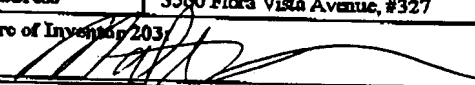
Please direct all correspondence in this case to Anna M. Vradenburgh at Brull, Piccionelli, Sarno & Braun at the address indicated below:

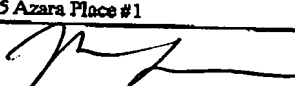
Brull, Piccionelli, Sarno & Braun  
1901 Avenue of the Stars, Eighteenth Floor  
Los Angeles, CA 90067

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2	Full Name Of Inventor	Family Name Shuster	First Given Name Brim	Second Given Name
0	Residence & Citizenship	City Stateline	State or Foreign Country Nevada	Country of Citizenship USA
1	Post Office Address	Post Office Address 120 Demi Court	City Stateline	State & Zip Code/Country Nevada, 89449
Signature of Inventor 201: 				Date: 9/8/99

2	Full Name Of Inventor	Family Name Leong	First Given Name Johnson	Second Given Name
0	Residence & Citizenship	City San Jose	State or Foreign Country California	Country of Citizenship USA
2	Post Office Address	Post Office Address 150 Almaden Blvd	City San Jose	State & Zip Code/Country California
Signature of Inventor 202: 				Date: 9/7/1999

2	Full Name Of Inventor	Family Name Price	First Given Name Matthew	Second Given Name
0	Residence & Citizenship	City Santa Clara	State or Foreign Country California	Country of Citizenship USA
3	Post Office Address	Post Office Address 3560 Flora Vista Avenue, #327	City Santa Clara	State & Zip Code/Country California/95051
Signature of Inventor 203: 				Date: 9/7/99

2	Full Name Of Inventor	Family Name Lam	First Given Name Brian	Second Given Name
0	Residence & Citizenship	City Sunnyvale	State or Foreign Country California	Country of Citizenship USA
4	Post Office Address	Post Office Address 645 Azara Place #1	City Sunnyvale	State & Zip Code/Country California 94086
Signature of Inventor 204: 				Date: 9/7/99

2	Full Name Of Inventor	Family Name Johnson	First Given Name Desmond	Second Given Name Ford
0	Residence & Citizenship	City Monte Sereno	State or Foreign Country California	Country of Citizenship USA
5	Post Office Address	Post Office Address 18740 Austin Way	City Monte Sereno	State & Zip Code/Country California 95030
Signature of Inventor 205:			Date:	
			9/7/99	

### § 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim;
- or
- (2) It refutes, or is inconsistent with, a position the applicant takes in:
  - (i) Opposing an argument of unpatentability relied on by the Office, or
  - (ii) Asserting an argument of patentability.

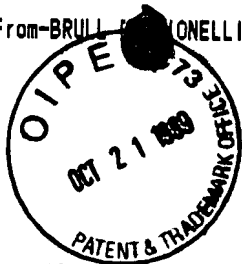
A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and

(3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.



~~Express Mail No. ELOS4996488US~~  
INDEPENDENT INVENTOR(S)

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 C.F.R. 1.9(f) AND 1.27(b)) - INDEPENDENT INVENTOR

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 C.F.R. 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled A System, Apparatus And Method For Hosting And Assigning Domain Names On A Wide Area Network described in

- \_\_\_a) the specification filed herewith.  
\_\_\_b) provisional application serial no. \_\_\_\_\_, filed \_\_\_\_\_  
Xc) non-provisional application serial no. 09/386,529, filed August 30, 1999.  
\_\_\_d) patent no. \_\_\_\_\_, issued \_\_\_\_\_.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 C.F.R. 1.9(c) if that person has made the invention, or to any concern which would not qualify as a small business concern under 37 C.F.R. 1.9(d) or a nonprofit organization under 37 C.F.R. 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- a) no such person, concern, or organization  
b) persons, concerns or organizations listed below\*

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. 1.27)

NAME  
ADDRESS

a) INDIVIDUAL      b) SMALL BUSINESS CONCERN      c) NONPROFIT ORGANIZATION

NAME  
ADDRESS

a) INDIVIDUAL      b) SMALL BUSINESS CONCERN      c) NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereof, or any patent to which this verified statement is directed.

Brian Shuster

NAME OF INVENTOR

Signature of Inventor

Date

NAME OF INVENTOR

Signature of Inventor

Date

NAME OF INVENTOR

Signature of Inventor

Date

~~Express Mail No. ELO54996408US~~

Johnson Leong

NAME OF INVENTOR

*Johnson Leong*  
Signature of Inventor

Date 9/7/1999

NAME OF INVENTOR

Signature of Inventor

Date

NAME OF INVENTOR

Signature of Inventor

Date

Matthew Price

NAME OF INVENTOR

*Matthew Price*  
Signature of Inventor

Date 9/7/1999

NAME OF INVENTOR

Signature of Inventor

Date

NAME OF INVENTOR

Signature of Inventor

Date

Brian Lam

NAME OF INVENTOR

*Brian Lam*  
Signature of Inventor

Date 9/7/1999

NAME OF INVENTOR

Signature of Inventor

Date

NAME OF INVENTOR

Signature of Inventor

Date

Desmond Ford Johnson

NAME OF INVENTOR

*Desmond Ford Johnson*  
Signature of Inventor

Date 9/7/1999

NAME OF INVENTOR

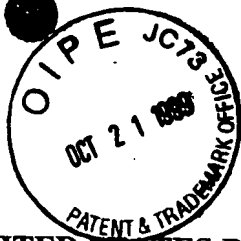
Signature of Inventor

Date

NAME OF INVENTOR

Signature of Inventor

Date



COPY

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

BRIAN SHUSTER ET AL.

Serial No.: 09/386,529

Filed: August 30, 1999

For: A SYSTEM, APPARATUS AND  
METHOD FOR HOSTING AND  
ASSIGNING DOMAIN NAMES ON A  
WIDE AREA NETWORK

Group Art Unit: 2756

Examiner: (to be assigned)

ASSIGNMENT TRANSMITTAL  
LETTER

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: BOX ASSIGNMENTS, Assistant Commissioner of Patents and Trademarks, Washington, D.C. 20231, on October 18, 1999.

Signature:

Name:

Date:

Anna M. Vradenburgh  
Anna M. Vradenburgh  
10/18/99

BOX ASSIGNMENTS

Assistant Commissioner of Patents  
and Trademarks

Washington, D.C. 20231

Dear Sir:

Enclosed herewith is an assignment for recordation in the above-referenced application.  
Also enclosed is a check in the amount of \$40.00 for the recordation fee.

After recordation please return the assignment with a reel and frame number to the address  
below.

Respectfully submitted,

Date:

10/18/99

Anna M. Vradenburgh

Reg. No. 39,868

AMV/mrj

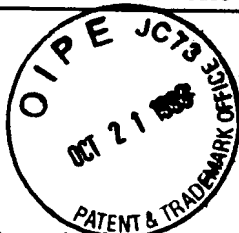
Enclosures: as noted

**PATENTS ONLY****COPY**

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

## 1. Name of conveying party(ies):

Brian Shuster  
Johnson Leong  
Matthew Price  
Brian Lam  
Desmond Ford Johnson

Additional name(s) of conveying party(ies) attached? Yes ☐ No ☒ X

## 2. Name and address of receiving party(ies):

Infonent.com, Inc.  
150 Almaden Boulevard  
San Jose, CA 95113

## 3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Additional name(s) & address(es) attached? Yes ☐ No ☒ XExecution Date: September 7, 1999 and September 8, 1999

## 4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No.(s) Serial No. 09/386,529

B. Patent No.(s) \_\_\_\_\_

Additional numbers attached? ☐ Yes ☒ No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Anna M. Vradenburgh  
Brull, Piccionelli, Sarno, Braun & Vradenburgh  
1901 Avenue of the Stars  
18<sup>th</sup> Floor  
Los Angeles, CA 90067

6. Total number of applications and patents involved: [ 1 ]7. Total fee (37 CFR 3.41).....\$ 40.00☒ Enclosed☐ Authorized to be charged to deposit account

## 8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

**DO NOT USE THIS SPACE**

## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing is true and correct and any attached copy is a true copy of the original document.

Anna M. Vradenburgh  
Anna M. Vradenburgh  
Registration No. 39,868

Date: October 18, 1999Total number of pages comprising cover sheet: [ 3 ]

OMB No. 0651-0011 (exp. 4/94)

**Do not detach this portion**

Mail documents to be recorded with required cover sheet information to:

**Commissioner of Patents and Trademarks**  
**Box Assignments**  
**Washington, D.C. 20231**

Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of Information Systems, PK2-1000C, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project, (0651-0011), Washington, D.C. 20503.

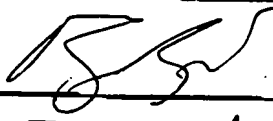
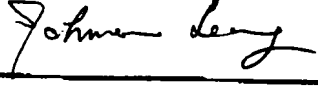
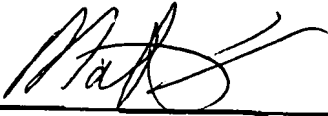

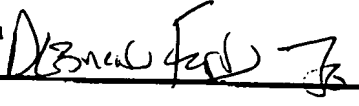
(1-8) Insert Name(s) of Inventor(s)	(1) Brian Shuster	(4) Brian Lam
	(2) Johnson Leong	(5) Desmond Ford Johnson
	(3) Matthew Price	(6)

In consideration of the sum of one dollar (\$1.00) and other good and valuable considerations paid to each of the undersigned, the undersigned agree(s) to assign, and hereby does assign, transfer and set over to

(9) Insert name of Assignee	(9) Infonent.com, Inc.
(10) Insert state of incorporation of Assignee	(10) Delaware
(11) Insert address of Assignee	(11) 150 Almaden Boulevard, San Jose, California 95113 (hereinafter designated as the Assignee), its successors and assigns, the entire and exclusive worldwide right, title and interest in, any Letters Patent which may be granted and issued for, any continuations, divisions, reissues and extensions of said Letters Patent and all international priority rights associated with the invention known as
(12) Insert identification of invention, such as Title, Case Number or Foreign App. Number	(12) A System, Apparatus And Method for Hosting and Assigning Domain Names On A Wide Area Network, Docket No. SHUS805, for which the undersigned has (have) executed an application for patent in the United States of America
(13) Insert Date of Signing of Declaration	(13) on <u>September 7, 1999.</u>

- (1) The undersigned agree(s) to execute all papers necessary in connection with any original, reissue, divisional and continuing United States and foreign applications for the above-identified invention and also to execute separate assignments in connection with such applications as the Assignee may deem necessary or expedient.
- (2) The undersigned agree(s) to execute all papers necessary in connection with any interference which may be declared concerning this application or continuation or division thereof and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference.
- (3) The undersigned agree(s) to execute all papers and documents and perform any act which may be necessary in connection with claims or provisions of the international Convention for Protection of Industrial Property or similar agreements.
- (4) The undersigned agree(s) to perform all affirmative acts which may be necessary to obtain a grant of a valid United States patent to the Assignee.
- (5) The undersigned hereby authorize(s) and request(s) the Commissioner of Patents to issue any and all Letters Patents of the United States resulting from said application or any division or divisions or continuing applications thereof to the said Assignee, as Assignee of the entire interest, and hereby covenants that he has (they have) full right to convey the entire interest herein assigned, and that he has (they have) not executed and will not execute, any agreement in conflict herewith.

- (6) The undersigned hereby grants Anna M. Vradenburgh, Reg. No. 39,868 and Gregory A. Piccionelli, Reg. No. 39,534; the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent & Trademark Office for recordation of this document.

Date: 7/8/99	Name of Inventor: Brian Shuster  (SEAL)
Date: 9/7/1999	Name of Inventor: Johnson Leong  (SEAL)
Date: 9/7/99	Name of Inventor: Matthew Price  (SEAL)
Date: 9/7/99	Name of Inventor: Brian Lam  (SEAL)
Date: 9/7/99	Name of Inventor: Desmond Ford Johnson  (SEAL)
Date:	Name of Inventor: (SEAL)